

HOUSE JOINT RESOLUTION 4

49TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2010

INTRODUCED BY

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FOR THE ECONOMIC AND RURAL DEVELOPMENT COMMITTEE

A JOINT RESOLUTION

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF NEW MEXICO TO
ALLOW THE LEGISLATURE TO NULLIFY AN ADOPTED ADMINISTRATIVE
REGULATION OR RULE OF AN EXECUTIVE AGENCY BY THE PASSAGE OF A
RESOLUTION BY A MAJORITY OF THE LEGISLATURE.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. It is proposed to amend Article 4 of the
constitution of New Mexico by adding a new section to read:

"Regulations or rules adopted by an executive agency
pursuant to legislative delegation have the force and effect of
law, but such regulations or rules are not equal in status to
statutory law. The legislature may nullify an adopted
administrative regulation or rule of an executive agency by the
passage of a resolution by a majority of the members elected to
the senate and house of representatives."

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underscored material = new
[bracketed material] = delete

